

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

**CONSERVATION LAW
FOUNDATION, INC.,**

Plaintiff,

v.

**MITT ROMNEY, in his official
capacity as GOVERNOR OF
MASSACHUSETTS, et al.,**

Defendants.

C.A. No. 05-10487-NG

**ASSENTED-TO MOTION TO ENLARGE TIME TO
ANSWER OR OTHERWISE RESPOND TO COMPLAINT**

The defendants Mitt Romney, in his official capacity as Governor of Massachusetts; Douglas I. Foy, in his official capacity as Secretary of the Office for Commonwealth Development and Chairman of the Commonwealth Development Coordinating Council; Daniel Grabauskas, in his official capacity as Secretary of the Executive Office of Transportation;¹ John Coglianio, in his official capacity as Commissioner of the Massachusetts Highway Department; and Robert W. Golledge, in his official capacity as Commissioner of the Department of Environmental Protection (“State Defendants”) respectfully move for a brief enlargement of time, up to and including April 15, 2005, to serve an answer or other responsive pleading to plaintiff’s complaint. A response is currently due on or about April 4, 2005. In support of this

¹ The plaintiff has also named as a defendant Daniel Grabauskas, in his official capacity as Chairman of the Massachusetts Bay Transportation Authority. In that separate official capacity, Mr. Grabauskas is represented by separate counsel.

motion, the State Defendants assert that, due to the press of other matters being handled by their counsel (including an argument by their lead counsel before the Massachusetts Appeals Court on the current due date, April 4, 2005), the State Defendants require additional time to respond to the lengthy allegations in plaintiff's 20-count complaint. Plaintiff has assented to the requested enlargement of time.

For the foregoing reasons, the State Defendants respectfully request that the Court enlarge their time for serving an answer or other responsive pleading in this matter up to, and including, April 15, 2005.

Respectfully submitted,

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Date: March 30, 2005

LOCAL RULE 7.1(A)(2) CERTIFICATION

Pursuant to Local Rule 7.1(A)(2), I certify that I have conferred with counsel for the plaintiff and that he has assented to the requested enlargement of time.

/s/ Pierce O. Cray.
Pierce O. Cray